



General Assembly

January Session, 2003

Amendment

LCO No. 6082

SB0111106082HD0

Offered by:

REP. FOX, 144th Dist.

REP. OLSON, 46th Dist.

REP. O'CONNOR, 35th Dist.

To: Subst. Senate Bill No. 1111

File No. 230

Cal. No. 286

**"AN ACT CONCERNING THE SALE OF ELECTRIC, GAS AND OIL
FIRED HEATING UNITS."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2003*) (a) As used in this
4 section:

5 (1) "Electric heating unit" means equipment, including, but not
6 limited to, pressure vessels, indirect fired heaters, furnaces, heat
7 pumps and baseboard heaters designed to use electricity to provide
8 heat or domestic hot water for a residential dwelling or commercial or
9 institutional building.

10 (2) "Gas heating unit" means equipment, including, but not limited
11 to, pressure vessels, indirect fired heaters, furnaces, infrared heaters,
12 space heaters, unit heaters and gas burners designed to burn natural

13 gas, gas or propane to provide heat or domestic hot water for a
14 residential dwelling or commercial or institutional building.

15 (3) "Oil fired heating unit" means equipment, including, but not
16 limited to, pressure vessels, indirect fired heaters, furnaces, unit
17 heaters, space heaters and oil burners designed to burn fuel oil,
18 kerosene or waste oil to provide heat or domestic hot water for a
19 residential dwelling or commercial or institutional building.

20 (4) "Commissioner" means the Commissioner of Consumer
21 Protection.

22 (b) No person shall sell an electric or gas heating unit or oil fired
23 heating unit requiring a building permit for installation unless the
24 purchaser of the unit provides the seller with (1) the name and a copy
25 of the occupational license of a properly licensed contractor who is
26 purchasing the unit, or (2) verification that a building permit has been
27 issued for the installation of the unit.

28 (c) Prior to releasing the unit specified in subsection (b) of this
29 section to the purchaser, the seller shall record, in writing, the
30 following information: (1) The date of purchase of the unit, (2) the
31 name and address of the purchaser, (3) the contractor's name and
32 occupational license number, if applicable, (4) a copy of the building
33 permit and the name of the municipality that issued the permit, if
34 applicable, and (5) the location where the unit will be installed. The
35 seller shall maintain such records for a minimum of three years from
36 the date of sale. The seller shall permit the commissioner, or the
37 commissioner's authorized agents, to inspect and copy such records
38 during normal business hours.

39 (d) The commissioner may impose a civil penalty of not more than
40 one thousand dollars for each violation of this section. For purposes of
41 this subsection, each sale of a unit in violation of subsection (b) or (c) of
42 this section shall constitute a separate violation.

43 (e) The provisions of this section shall not apply to the following: (1)

44 Manufacturers of electric or gas heating units or oil fired heating units,
45 (2) the state or a political subdivision of the state, and (3) hearth
46 products. As used in this subsection, "hearth products" means propane
47 or natural gas fueled fireplaces, fireplace inserts, stoves, log sets and
48 associated venting and accessories that simulate the flame of a solid
49 fuel fire."

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>